



Eric Gonzalez
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KINGS COUNTY**

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Michael Pesin-Virovets
Assistant District Attorney

November 2nd, 2020



In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: TIMI TOMACRUZ

MOS TAX: 947545

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure # 1:

AS THE RESULT OF AN N.Y.P.D. DEPARTMENTAL TRIAL VERDICT RENDERED DECEMBER 8, 2016, POLICE OFFICER TIMI TOMACRUZ, WAS FOUND GUILTY OF THE FOLLOWING DEPARTMENTAL CHARGES: 1) THAT ON OR ABOUT JUNE 14, 2014, P.O. TOMACRUZ DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID POLICE OFFICER DID, DURING A VERBAL ARGUMENT WITH A PERSON KNOWN TO THE N.Y.P.D. AND POINT SAID POLICE OFFICER'S FIREARM AT THAT PERSON; AND 2) THAT ON OR ABOUT NOVEMBER 11, 2014, P.O. TOMACRUZ DID ENGAGE IN CONDUCT PREJUDICIAL TO THE GOOD ORDER, EFFICIENCY OR DISCIPLINE OF THE DEPARTMENT, TO WIT: SAID POLICE OFFICER, DURING A VERBAL ARGUMENT WITH THE ABOVE-MENTIONED PERSON KNOWN TO THE N.Y.P.D., DID GRAB SAID PERSON'S ARM AND THEN PUSHED, GRABBED AND SLAPPED SAID PERSON'S FACE.

AS A PENALTY P.O. TOMACRUZ WAS PLACED ON DISMISSAL PROBATION FOR A YEAR AND REQUIRED TO FORFEIT 32 DAYS OF PRE-TRIAL SUSPENSION THAT HE HAD PREVIOUSLY SERVED.

IN ADDITION TO THE ABOVE ALLEGATION(S), MOS WAS ALSO FOUND GUILTY TO THE BELOW DISCIPLINARY CHARGES AND SPECIFICATIONS, BASED UPON DOMESTIC INCIDENTS INVOLVING A FEMALE OFFICER:

1. ON OR ABOUT JUNE 14, 2014, MOS TOMACRUZ DID, DURING A VERBAL ARGUMENT WITH AN INDIVIDUAL KNOWN TO THE DEPARTMENT, POINT HIS FIREARM AT HER;
2. ON OR ABOUT JUNE 20, 2014, MOS TOMACRUZ DID KICK HER IN THE RIBS.

ACTION TAKEN: ONE (1) YEAR DISMISSAL PROBATION AND THIRTY-TWO (32) DAYS SUSPENSION.

CASE STATUS: CLOSED ON 12/08/2016

Disclosure # 2:

THE NYPD ENTERED A DISPOSITION OF MINOR PROCEDURAL VIOLATION, ARISING FROM AN INCIDENT DATED 6/24/16, AGAINST MOS TOMACRUZ.

1. OTHER DEPARTMENT RULES/PROCEDURES VIOLATION (UF 28 IMPROPERLY PREPARED)

CASE STATUS: CLOSED ON 01/12/2017

Disclosure # 3:

THE NYPD SUBSTANTIATED THE FOLLOWING ALLEGATION(S), DATED 04/17/2017, AGAINST MOS TOMACRUZ:

1. DOMESTIC INCIDENT-VERBAL DISPUTE
2. FAIL TO NOTIFY IN A TIMELY MANNER - DUTY CAPTAIN/ OPERATIONS

ACTION TAKEN: SCHEDULE A COMMAND DISCIPLINE

CASE CLOSED ON 10/26/2017

THE PEOPLE ARE UNAWARE OF ANY PENDING OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.

Eric Gonzalez
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